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*Attorneys for Sundance Homeowners Association, Inc.*

**UNITED STATES DISTRICT COURT**

**DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON, fka  
THE BANK OF NEW YORK, AS  
TRUSTEE FOR THE  
CERTIFICATEHOLDERS OF CWALT,  
INC., ALTERNATIVE LOAN TRUST  
2005-85CB, MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES  
2005-85 CB,

Plaintiff,

vs.

POSHBABY, LLC SERIES 1497  
HIALEAH DR. #D; SUNDANCE  
HOMEOWNERS' ASSOCIATION, INC.

Defendants.

CASE NO.: 2:17-cv-01335-RFB-NJK

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DEFENDANT  
SUNDANCE HOMEOWNERS'  
ASSOCIATION AND POSHBABY, LLC  
TO FILE RESPONSE TO PLAINTIFF'S  
COMPLAINT**

**(SECOND REQUEST)**

IT IS HEREBY STIPULATED by and between the parties through their respective counsel that Defendants SUNDANCE HOMEOWNERS ASSOCIATION and POSHBABY, LLC shall have shall have through and including **December 4, 2017**, within which to file and serve a response to Plaintiff's Complaint.

This is the second extension from the original due date of October 31, 2017, and the parties' second request for an extension.

Pursuant to Local Rule 6-1(b), the parties state the reason for the continuance is that Sundance Homeowners Association and Poshbaby, LLC requires more time to

1 evaluate and to respond to the Plaintiff's Complaint. The parties have entered into an  
2 agreement in good faith and not for purposes of delay. This is the parties' way of  
3 accommodating one another given the overall increase in litigation in this area of law.

4 Dated this 15<sup>th</sup> day of November, 2017.

5 WRIGHT FINLAY & ZAK

6 By: /s/ Victoria Hightower  
7 EDGAR C. SMITH, ESQ.  
8 Nevada Bar No. 5506  
9 VICTORIA L. HIGHTOWER, ESQ.  
10 Nevada Bar No. 10897  
11 7785 W. Sahara Ave., Suite 220  
12 Las Vegas, NV 89117  
13 (702) 475-7967  
14 *Attorney for Plaintiff*  
15 *Bank of New York Mellon*

16 Dated this 15<sup>th</sup> day of November, 2017.

17 AYON LAW, PLLC

18 By: /s/ Luis Ayon  
19 LUIS A. AYON, ESQ.  
20 Nevada Bar No. 9752  
21 9205 West Russell Road Building 3, Suite 240  
22 Las Vegas, NV 89148  
23 (702) 600-3200  
24 *Attorney for Defendant*  
25 *Poshbaby LLC*

26 Dated this 15<sup>th</sup> day of November, 2017.

27 LIPSON, NEILSON, COLE, SELTZER & GARIN, P.C.

28 By: /s/ David Ochoa  
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**CASE No.: 2:17-cv-01335-RFB-NJK**  
***Bank of New York Mellon v. Sundance HOA et al.***  
**Stipulation & Order to Extend Time for Sundance HOA and Poshbaby LLC to**  
**File Response to Complaint**

**ORDER**

IT IS SO ORDERED.  
DATED this 16 of November, 2017.

  
UNITED STATES MAGISTRATE JUDGE

Submitted by:  
  
LIPSON, NEILSON, COLE, SELTZER & GARIN, P.C.

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